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AUG 31 2006

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA*In Re Cargill Meat Solutions Corp.*  
*Wage and Hour Litigation*

No. 3:06-cv-513 (M.D. Pa.)

100-1420  
CLASS ACTIONPER   
DEPUTY CLERK

DEMAND FOR JURY TRIAL

**STIPULATION REGARDING PLAINTIFFS'  
VOLUNTARY DISMISSAL OF 3:06-cv-1420**

In response to this Court's August 15, 2006, Order directing that Civil Action Nos. 3:06-cv-00513-WJN, 3:06-cv-00512-WJN, and 3:06-cv-01420-WJN, be consolidated for all purposes under the caption *In Re Cargill Meat Solutions Corp. Wage and Hour Litigation*, No. 3:06-cv-513 (M.D. Pa.), Plaintiffs and Defendant, by and through their respective counsel, hereby agree and stipulate as follows:

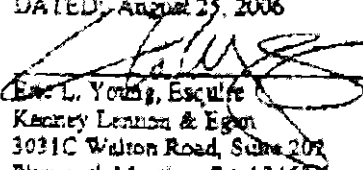
1. That the Court expressly held that all original parties to Civil Action No. 3:06-cv-01420-WJN ("Curtis II") shall be deemed to be parties to this consolidated action. In light of the Court's decision, Plaintiffs and Defendant agree that the original date of filing each Notice of Consent in *Curtis II* (filed pursuant to 29 U.S.C. § 216(b)) shall be considered the date of filing for purposes of the statute of limitations in the consolidated case.
2. Plaintiffs and Defendant agree that the named Plaintiffs in *Curtis II* shall be deemed named Plaintiffs in this consolidated action with the following exceptions: Plaintiffs agree that named Plaintiffs Timothy Cole and Jason Robinson shall not be considered named Plaintiffs with respect to any FLSA claims in this consolidated action because their claims under the

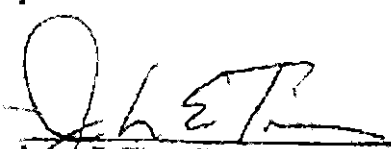
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FLSA are either time-barred or subject to statutory exemptions under the FLSA; and

3. Plaintiffs will voluntarily dismiss the Complaint filed in *Curtis II* within 5 days of the execution of this Stipulation because it is duplicative and unnecessary. Plaintiffs and Defendants agree that Plaintiffs' voluntary dismissal of *Curtis II* shall not affect any of the legal and/or substantive rights of any of the original plaintiffs in *Curtis II* with the exception of the provisions set forth in paragraph 2 above.

DATED: August 25, 2006

  
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APPROVED AND SO ORDERED:

  
Hon. William J. Nease, Jr.

8/31/06